

United States Government

Department of Energy

Rocky Flats Office

memorandum



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DATE: JAN 10 1991

REPLY TO
ATTN OF: ERD:SRG:11408

SUBJECT: Finalized OU2 IM/IRAP/EA for South Walnut Creek for NEPA Action

TO: R. Lightner, EH-45

Copies of the subject document, entitled "Final Surface Water Interim Measures/Interim Remedial Action Plan/Environmental Assessment and Decision Document; South Walnut Creek; Operable Unit No. 2; U.S. Department of Energy, Rocky Flats Plant, Golden, Colorado" (IM/IRAP/EA) have been forwarded to appropriate staff under separate cover. On December 27, 1990 (ERD:SRG:10779) we forwarded to you a proposed Finding Of No Significant Impact (FONSI) for the your early consideration. Two copies were forwarded to A. Rampertaap (EM-45) and five copies to E. Cohen (EH-25). We request assistance from A. Rampertaap in coordinating Headquarters review and approval of the EA and issuance of the NEPA decision.

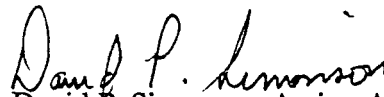
The IAG schedule for this document specifies a final NEPA decision by DOE Headquarters by February 8, 1990. Once the Environmental Restoration InterAgency Agreement is signed, we are subject to the stipulated penalty (paragraph 129) of \$5,000 the first week and \$10,000 a week thereafter, for the time period that the document may be delayed. The schedule is noted below.

<u>Activity</u>	<u>Start</u>	<u>End</u>
Submit Finalized RS & IM/IRAP/EA	11-JAN-91	
EPA/CDH Approval of RS & IM/IRAP	14-JAN-91	25-JAN-91
Release RS to Public		08-FEB-91
DOE HQ Final NEPA Decision (FONSI/FOSI)		08-FEB-91

As you are aware, EPA Region VIII and Colorado Department of Health (CDH) have repeatedly stated their position that DOE's NEPA actions are unnecessary as CERCLA has NEPA equivalency. In negotiating additional time in the IAG schedules for NEPA actions, we assured EPA and CDH that there would be no additional delays. It is, therefore, very important that the EA be approved and the NEPA finding be completed according the negotiated scheduled. This is doubly important since approval of the EA portion of the document could not be made prior to issuance of the document for public comment. This action will be the first in which an Integrated CERCLA/NEPA document has been prepared at RFO. Please help us show EPA and CDH that NEPA decisions/actions can be done in a timely manner.

R. Lightner
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If you have any questions, please contact Patricia Powell of my staff at FTS 345-3260 or Scott Grace at FTS 345-7199.


David P. Simonson, Acting Assistant Manager
for Environmental Management

cc:

E. Cohen, DOE/EH-25
D. Huizenga, DOE/EH-25
A. Rampertaap, DOE/EM-45
J. Sands, DOE/EM-45
E. Evered, EG&G/RFO
T. Greengard, EG&G/RFO
L. Frick, EG&G/RFO
K. Lewis, EG&G/RFO